IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE V.ESWARIAH

Writ Petition No.10942 of 2006
DATED 8-3-2007

BETWEEN
Smt.V.V.N.Jyothi

.. Petitioner

And

The State of A.P. rep by its Secretary,
Department of Home,
Secretariat Buildings, Hyderbad and others.

.. Respondents

THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO.10942 of 2006

ORDER:

The petitioner seeks to issue a writ of mandamus declaring the action of the Station House Officer, P.S.SR Nagar, Hyderabad, the 3rd respondent herein, in not taking up the investigation and apprehending the accused in FIR No.259 of 2006 dated 4.4.2006 as arbitrary and illegal.

It is stated that the 3rd respondent, with a view to favour the 4th respondent was not doing his statutory duty of expediting the investigation and therefore the writ petition is filed.

This Court, while admitting the writ petition on 30.5.2006 directed the 3rd respondent to expedite the investigation and to file a final report before the area Magistrate.

Learned Government Pleader for Home submits that pursuant to the orders of this Court, the accused was arrested and released on bail and that the investigation was also completed but the final report is yet to be filed and hence no further orders are necessary in this writ petition.

Learned counsel for the petitioner submits that the 3rd respondent has taken away the keys of the flat of the petitioner (Flat No.301, H.No.7-1-307/14/F/56, B.K.Guda, Hyderabad) without any reason and hence he may be directed to handover the keys to the petitioner. In my view, this relief sought for by the petitioner is beyond the scope of the writ petition and, therefore, the same cannot be granted in this writ petition. However, it is always open to the petitioner to take appropriate action with regard to the alleged keeping of the keys of his flat by the 3rd respondent.

The writ petition is accordingly closed. No costs.

V.ESWARAIAH,J

Dt: 8.3.2007
msv.